

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

MICHELLE ENGLISH,

Plaintiff,

v.

Case No.: 2:18-cv-716-FtM-38NPM

AMERICAN BANKERS INSURANCE
COMPANY OF FLORIDA,

Defendant.

ORDER¹

Before the Court is a sua sponte review of the file. Plaintiff's counsel moved to withdraw from representation. ([Doc. 34](#)). United States Magistrate Judge Nicholas P. Mizell held a hearing on the motion. Although ordered to appear in person at the hearing, Plaintiff never showed up or responded to any of the notices sent to her by mail, email, and phone. So Judge Mizell granted counsel's motion to withdraw ([Doc. 41](#)) and ordered Plaintiff to show cause why the case should not be dismissed for failure to prosecute ([Doc. 42](#)). Again, Plaintiff never responded. Despite having ample time to respond or find new counsel, Plaintiff has done nothing—demonstrating a lack of diligent prosecution. When it appears a case is not being prosecuted, the Court can dismiss if a party fails to show satisfactory cause. [Local Rule 3.10\(a\)](#). Because Plaintiff failed to show satisfactory cause (or even respond at all), the case is dismissed for failure to prosecute.


Accordingly, it is now

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ORDERED:

1. This case is **DISMISSED without prejudice** for failure to prosecute.
2. The Clerk is **DIRECTED** to enter judgment, terminate any pending motions or deadlines, and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 11th day of May, 2020.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record